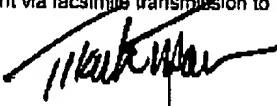




CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. §§ 1.6(d) and 1.8	
I hereby certify that this correspondence is being sent via facsimile transmission to 703-746-4060 on the date below:	
<u>September 7, 2004</u> Date	 Signature

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
ALFRED S. LEWIN
LYNN C. SHAW
MARIA B. GRANT

Serial No.: 09/847,601

Filed: May 1, 2001

For: **ADENO-ASSOCIATED VIRUS-DELIVERED RIBOZYME COMPOSITIONS AND METHODS FOR THE TREATMENT OF RETINAL DISEASES**

Group Art. Unit: 1632
 Examiner: Unknown
 Atty. Dkt. No.: 4300.014100
 Customer No.: 23720

PETITION TO WITHDRAW NOTICE OF ABANDONMENT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Applicants hereby petition for the withdrawal of the Notice of Abandonment Under 37 C.F.R. 1.53(f) or (g) mailed August 24, 2004 (copy attached), which stated that the application had been abandoned for failure to timely or properly reply to the Notice to File Missing Parts mailed on August 28, 2003. However, Applicants did respond to that Notice as evidenced by the attached copy of the Response and the postcard returned from the Patent Office indicating receipt of the Response on September 12, 2003. As further evidence of Applicants' response, attached is a copy of the printout from PAIR indicating that on September 24, 2004, the computer

readable form of the sequence listing was found to be good technically and was entered into the database.

It is believed that no fees are due. However, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Director is authorized to deduct said fees from Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/4300.014100.

Respectfully submitted,

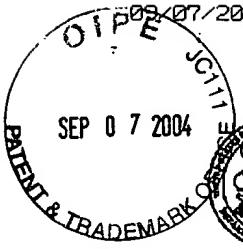
WILLIAMS, MORGAN & AMERSON
CUSTOMER NO. 23720



Date: September 7, 2004

Mark D. Moore
Reg. No. 42,903
10333 Richmond, Suite 1100
Houston, Texas 77042
(713) 934-4084
(713) 934-7011 (facsimile)

AGENT FOR APPLICANTS



10:39

WMA → 17037464060

NO. 776

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Page 1 of 1

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/847,601	05/01/2001	Alfred S. Lewin	4300.014100

CONFIRMATION NO. 7183

ABANDONMENT/TERMINATION
LETTER

OC000000013628209

Date Mailed: 08/24/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 08/28/2003.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

2 - Mague
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Please indicate receipt of the below-identified paper:

<input type="checkbox"/> New Application For:		Priority Date:	
<input type="checkbox"/> Foreign priority already claimed		<input type="checkbox"/> Nonpublication Request	
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<input type="checkbox"/> Specification:	Pages	<input type="checkbox"/> Drawings:	Sheets
<input type="checkbox"/> Response to Office Action Dated:		<input type="checkbox"/> Final Rejection	
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IDENTIFICATION OF APPLICATION

Serial No.:	09/847,601
Title: ADENO-ASSOCIATED VIRUS-DELIVERED RIBOZYME COMPOSITIONS AND METHODS FOR THE TREATMENT OF RETINAL DISEASES	
Applicant:	ALFRED S. LEWIN et al.
Client:	UNIVERSITY OF FLORIDA
Mailed:	SEPT. 10, 2003
Filed:	
Att'y/Agent:	MDM
File No.:	4300.014100
Due Date:	OCT. 28, 2003



CERTIFICATE OF MAILING
37 C.F.R. § 1.8

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September 10, 2003

Date

Mark Moore

Signature

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ALFRED S. LEWIN
LYNN C. SHAW
MARIA B. GRANT

Serial No.: 09/847,601

Filed: May 1, 2001

For: ADENO-ASSOCIATED VIRUS-
DELIVERED RIBOZYME
COMPOSITIONS AND METHODS FOR
THE TREATMENT OF RETINAL
DISEASES

Group Art Unit: 1632

Examiner: Unknown

Atty. Dkt. No.: 4300.014100

Customer No.: 23720

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS
FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Mail Stop Sequence
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, there are enclosed herewith:

- (1) Statement as Required Under 37 C.F.R. § 1.825(a) and (b) and Statement as Required Under 37 C.F.R. § 1.821(g) and Substitute Sequence Listing (on paper and computer disk);

- (2) Third Preliminary Amendment; and
- (3) a copy of the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

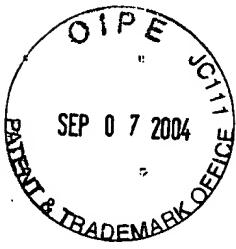
WILLIAMS, MORGAN & AMERSON
CUSTOMER NO. 23720

Date: September 10, 2003



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10333 Richmond, Suite 1100
Houston, Texas 77042
(713) 934-4084
(713) 934-7011 (facsimile)

AGENT FOR APPLICANTS



DOCKET REFERENCE NO.: 4300.014100
APPLICANT(S): LEWIN *et al.*
TITLE: "ADENO-ASSOCIATED VIRUS-
DELIVERED RIBOZYME COMPOSITIONS
AND METHODS FOR THE TREATMENT
OF RETINAL DISEASES"
SERIAL NO. 09/847,601
DATE RECORDED ON DISKETTE: 10-SEP-2003
COMPUTER: IBM PC COMPATIBLE
OPERATING SYSTEM: PC-DOS/MS-DOS/ASCII
SOFTWARE: Patmedit Version 3.2

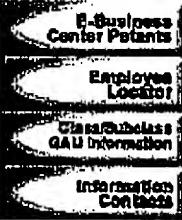
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Search results as of: 9-7-2004::11:21

Search results for application number: 09/847,601

Application Number:	09/847,601	Customer Number:	23720
Filing or 371(c) Date:	05-01-2001	Status:	Abandoned - Incomplete Application (Pre-exam)
Application Type:	Utility	Status Date:	08-24-2004
Examiner Name:	-	Location:	FILE REPOSITORY (FRANCONIA)
Group Art Unit:	1632	Location Date:	08-26-2004
Confirmation Number:	7183	Earliest Publication No:	-
Attorney Docket Number:	4300.014100	Earliest Publication Date:	-
Class/ Sub-Class:	514/-	Patent Number:	-
First Named Inventor:	Alfred Lewin, Gainesville, FL (US)	Issue Date of Patent:	-
Title Of Invention:	Adeno-associated virus-delivered ribozyme compositions and methods for the treatment of retinal diseases		

Select Search Option

File History

Date	Contents Description
10-29-2003	Abandonment - During Preexam Processing
09-24-2003	CRF Is Good Technically / Entered into Database
08-28-2003	SEQUENCE ERRORS
05-09-2003	Additional Application Filing Fees
05-09-2003	CRF Disk Has Been Received by Preexam / Group / PCT
06-05-2003	CRF Is Flawed Technically / Not Entered into Database
04-01-2003	SEQUENCE ERRORS
09-12-2001	Payment of additional filing fee/Preexam
09-12-2001	CRF Disk Has Been Received by Preexam / Group / PCT
09-12-2001	A set of symbols and procedures, provided to the PTO on a set of cards, that describe in
09-12-2001	A statement by one or more inventors satisfying the requirement in 115, Oath of the Applic
09-12-2001	Applicant has submitted new drawings to correct Corrected Papers
03-28-2003	CRF Does Not Match Application Specification -- Applicant Must Cc

07-12-2001	<u>Notice Mailed--Application Incomplete--Filing Date Assigned</u>
07-11-2001	<u>Correspondence Address Change</u>
05-10-2001	<u>IFW Scan & PACR Auto Security Review</u>
05-01-2001	<u>Initial Exam Team nn</u>

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WILLIAMS, MORGAN & AMERSON, P.C.

10333 Richmond, Suite 1100, Houston, TX 77042
(713) 934-7000 Fax (713) 934-7011**Fax****To:** U.S. Patent Office **From:** Mark D. Moore, Ph.D.**ATTN:** Missing Parts**Fax:** 703-746-4060 **Phone:** 713-934-4084**No. of**
Pages:* 51 **Date:** September 7, 2004**Re:** S/N 09/847,601 **File:** 4300.014100

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* w/o coversheet

ORIGINAL: Will follow X Will not follow● **Comments:****CONFIDENTIALITY NOTE**

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